

RESOLUTION NO. 2024-05

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FORTUNA
ACCEPTING THE REAL PROPERTY IN THE CITY OF FORTUNA KNOWN AS 624
MAIN STREET, AUTHORIZING THE CITY MANAGER TO FUND AND CLOSE
ESCROW, AND FINDING THE ACQUISITION TO BE EXEMPT FROM CEQA**

WHEREAS, Ray Chisum, in his capacity as Trustee of The Ray Chisum Trust, dated August 22, 2016 (“Owner”), owns certain real property located in the City of Fortuna, Humboldt County, State of California, generally known as 624 Main Street (APN 040-105-005-000 (the “Property”)); and

WHEREAS, by way of that certain Agreement of Purchase and Sale and Joint Escrow Instructions, Owner agreed to convey the Property to the City of Fortuna (“City”) for the total purchase price of \$147,500; and

WHEREAS, Government Code § 37350 authorizes the City to acquire any real property within or outside the district by negotiated agreement; and

WHEREAS, Owner intends to execute a Grant Deed conveying the Property to the District and the District agrees to accept the Grant Deed from Owner once executed; and

WHEREAS, by way of this Resolution, the City Council desires to authorize the City Manger to execute all documents necessary to effectuate the close of escrow for the acquisition of the Property and to take any and all necessary actions related thereto.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FORTUNA DOES HEREBY RESOLVE AS FOLLOWS:

1. The City Manager, Merritt Perry, is hereby authorized to execute all documents (including, without limitation, a Certificate of Acceptance) necessary to effectuate the close of escrow for the acquisition of the Property and to take any and all necessary actions related thereto; and
2. The acquisition of the Property is exempt from the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines section 15061(b)(3), exempting project approvals where “it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.” This project involves the acquisition of a 0.190 acre (8,276 square feet) undeveloped parcel located at 624 Main Street. The acquired property abuts a City of Fortuna owned parcel (610 Main Street) which is developed with a widely used meeting/event facility. The acquired parcel will be used to support the neighboring meeting/event facility including improving ADA access. Having additional undeveloped space abutting the existing meeting/event facility will benefit Fortuna community members and visitors. Accordingly, it can be seen with certainty that there is no possibility that the activity in question will have a significant effect on the environment.

APPROVED and **ADOPTED** this 20th day of February, 2024, by the following roll call **vote**:

AYES: Council Member Losey, Mobley, Mayor Pro Tem Johnson, Mayor Trent

NOES: None

ABSTAIN: None

ABSENT: Council Member Conley

Tami Trent, Mayor

ATTEST:

Siana Emmons, City Clerk